

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES,
Plaintiff

v.

LUKE BRIGNARA,
Defendant

Hon. William Alsup
CR-14-306WHA

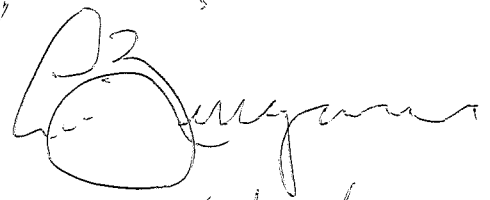
NOTICE TO COURT; 4TH
REQUEST TO APPOINT
JAMES STEVENS TO
ASSIST DEFENDANT WITH
LEGAL RESEARCH AND PRE-
TRIAL LEGAL ISSUES AND
TRIAL; DECLARATION
LUKE BRIGNARA

Defendant, Luke Brignara ("Luke") has motioned this Court several times to appoint James Stevens, in the interests of justice and to preserve judicial economy; to assist Luke in trial preparation and trial, by providing legal research and advise, if requested. This Court has not done so. Luke advised this Court last Tuesday, April 7, 2015, that Luke is entitled under the US Constitution as a pro se litigant to ~~pre~~ pre-trial access to a law library to access case precedent to prepare motions and replies for pretrial. There is no law library at jail, nor computer access to case precedent. Luke told the Court this fact. Luke also told this Court that ~~this~~ ^{this} is a violation of his rights to due process under the US Constitution (*Nunez v. Holder*) (see prior motion). Luke ~~has~~ was advised by this Court that

the Jail could provide legal research if a written request was placed to Inmate Services. Luke explained he is locked in a cell 24/7 and such notice can only be left in the door and such method is unreliable, as numerous inmates can intercept that request; moreover Luke handed ^{LEGAL REQUEST} personally a request to the Deputy ^{LUKE} last Thursday and still hasn't received the requested legal research, days after the Court dates have lapsed to reply. ~~According~~ (Deputy Bosas) Luke complained to head of Inmate Services, Deputy Lacy, and she advised it could take another 72 hours (3 days) and she "would look into it". I told her I put a request in my door the week prior (8 days earlier) and it wasn't responded to. In short, I am being severely prejudiced as a pro-se litigant with denial of my Constitutional Right to legal research. This could have easily been avoided and corrected with James Stevens providing legal research, but this Court inexplicably refuses to allow this. Luke DID NOT prefer to be pro-se status; but rather hire his own attorney. Luke needed/needs to have reasonable bail to hire his own attorney - to borrow \$500,000 from lenders; meet and arrange the funding to facilitate this. This Court has inexplicably denied Luke reasonable bail to borrow the funds to hire private effective counsel. Instead, this Court has ^{appointed} ~~inmate~~ ineffective counsel that delayed this trial 10 months to


Luke's extreme prejudice and has reduced Luke to
 prose status. (This Court's offer of Mr. Gascau^{3/14} was not
 a solution, Mr. Gascau lives 2 hours + away in Santa Rosa -
 Russian River and told me he would commute daily to/from trial...
 this is absurd, as the trial begins each morning @ 7:30 AM in
 S.F.) (moreover Gascau was not ready for another 4 months
 and Luke has "wasting syndrome" medical condition). Thus,
 this Court must allow Luke access to legal research and
 legal advice; and prior in limines and other pre-trial
 matters ^{were and} are compromised by Luke's non-access to
 legal research as guaranteed under the US Constitution.

Respectfully:


 4/18/15

DECLARATION OF LUKE BRUGNARA

I LUKE BRUGNARA DECLARE THE
 FOREGOING TRUE AND CORRECT UNDER PENALTY.


 4/18/15